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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION

Plaintiff,

KILOLO KIJAKAZI, Acting
Commissioner of Social Security,

) Case No. 2:22-CV-01925-KJN SS
)
) STIPULATION & ORDER TO REMAND
) PURSUANT TO SENTENCE FOUR OF 42
) U.S.C. § 405(g)

1 IT IS HEREBY STIPULATED, by and between the parties, through their respective
2 counsel of record, with the approval of the Court, that this action be remanded to the Social
3 Security Administration for further administrative proceedings pursuant to sentence four of 42
4 U.S.C. § 405(g).

5 On remand, the Commissioner will instruct the Administrative Law Judge to: conduct a
6 new hearing pursuant to which the Plaintiff may testify and submit additional evidence; consider
7 the severity of all of the Plaintiff's medically determinable impairments; determine whether the
8 Plaintiff's impairments meets or equals the Listing of Impairments; re-evaluate the medical
9 evidence and opinions and all of the other evidence of record; re-evaluate the Plaintiff's subjective
10 allegations; further develop the record as necessary to complete the administrative record;
11 conduct the sequential evaluation process by reassessing the Plaintiff's residual functional
12 capacity; obtain additional vocational expert testimony if necessary; and issue a new decision.

13 The parties further request that the Clerk of the Court be directed to enter a final judgment
14 in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

15 Respectfully submitted,

16
17 Dated: April 20, 2023

18 By: /s/ *Barbara Rizzo
19 BARBARA RIZZO
20 Attorney for Plaintiff
[*As authorized by e-mail on April 20, 2023]

21 Dated: April 24, 2023

22 PHILLIP A. TALBERT
23 United States Attorney
24 MATHEW W. PILE
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25 By: /s/ Geralyn Gulseth
26 GERALYN GULSETH
Special Assistant United States Attorney

27 Attorneys for Defendant
28

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Dated: April 24, 2023



KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

SD, azev.1925